

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: <b>Michael Teifel <i>et al.</i></b>	)	Confirmation No. <b>9429</b>
	)	
Application No. <b>10/575,779</b>	)	Group Art Unit: <b>1633</b>
	)	
Filing Date: <b>September 28, 2007</b>	)	Examiner: <b>J. Schultz</b>
	)	
	)	
For: <b>Method of Administering Cationic Liposomes</b>	)	
<b>Comprising an Active Drug</b>	)	

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)**

Pursuant to 37 C.F.R. 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents listed on the attached PTO-1449 forms. This Information Disclosure Statement is being filed, to the best of the undersigned's knowledge, before the mailing date of a final Office Action on the merits for the above-referenced application. Accordingly, Applicants do not believe that a fee is due with the filing of this paper.

With the exception of U.S. Patents, copies of the listed documents are attached. The documents listed on the attached SB-08 were cited in a foreign office action of April 20, 2010 for a corresponding Australian patent application. Applicants respectfully request that the Examiner consider the listed documents and evidence for consideration by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute prior art. If it should be determined that the listed documents constitute prior art under United States law, Applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such document.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

**Except** for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or to credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

Dated: **August 18, 2010**  
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Respectfully submitted,  
**Morgan, Lewis & Bockius LLP**

/Zachary Derbyshire/

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